

**FLASTER/GREENBERG P.C.**

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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

NOVARTIS PHARMS. CORP., NOVARTIS  
CORP., and NOVARTIS AG,

*Plaintiffs,*

v.

WOCKHARDT USA LLC and  
WOCKHARDT LTD.

*Defendants.*

— and —

NOVARTIS PHARMS. CORP., NOVARTIS  
CORP., and NOVARTIS AG,

*Plaintiffs,*

v.

SUN PHARMA GLOBAL FZE and SUN  
PHARM. INDUS. LTD.,

*Defendants.*

— and —

**Civil Action No.**

**2:12-cv-3967-SDW-MCA**

*consolidated with Nos.*

2:12-cv-04393-SDW-MCA

2:13-cv-01028-SDW-MCA

2:13-cv-04669-SDW-MCA

2:13-cv-02379-SDW-MCA

Judge Susan D. Wigenton

Mag. Judge Madeline Cox Arleo

**Document Electronically Filed**

**NOTICE OF APOTEX'S  
MOTION FOR JUDICIAL  
NOTICE OF THE FDA  
RESPONSE TO NOVARTIS'S  
CITIZEN PETITION**

**ORAL ARGUMENT REQUESTED**

Motion Day: October 7, 2013

NOVARTIS PHARMS. CORP.,

*Plaintiff,*

v.

ACTAVIS LLC; APOTEX, INC.; APOTEX CORP.; GLAND PHARMA LTD.; DR. REDDY'S LABS., INC.; DR. REDDY'S LABS. LTD.; EMCURE PHARMS. USA, INC.; EMCURE PHARMS., LTD.; HOSPIRA, INC.; PHARM. INT'L INC.; SAGENT PHARMS., INC.; ACS DOBFAR INFO S.A.; STRIDES, INC.; AGILA SPECIALTIES PRIVATE LTD.; SUN PHARMA GLOBAL FZE; CARACO PHARM. LABS., LTD; SUN PHARM. INDUS. LTD.; TEVA PARENTERAL MEDS., INC.; WOCKHARDT USA LLC; and WOCKHARDT LTD.,

*Defendants.*

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**To: All Counsel Of Record**

PLEASE TAKE NOTICE that on October 7, 2013, or as soon thereafter as counsel may be heard, Defendants Apotex Inc. and Apotex Corp. (collectively "Apotex"), by and through their undersigned counsel, will move before The Honorable Susan D. Wigenton of the United States District Court for the District of New Jersey, at the Martin Luther King Building & U.S. Courthouse, 50 Walnut Street Room 4015, Newark, NJ 07101, or at such other time and place as the Court may set, for an order granting *Apotex's Motion For Judicial Notice Of The FDA Response To Novartis's Citizen Petition*.

PLEASE FURTHER TAKE NOTICE that in support of this Motion,  
Defendants rely on the accompanying brief and supporting exhibits, filed  
concurrently with this Motion.

PLEASE FURTHER TAKE NOTICE that oral argument is requested.

PLEASE FURTHER TAKE NOTICE that a proposed order is attached.

Respectfully submitted,

Dated: September 6, 2013

/s/ Jeffrey A. Cohen  
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